

**SENTENCING SIMULATION PROJECT (SSMP)**  
CORRECTIONS POPULATION MANAGEMENT COMMISSION

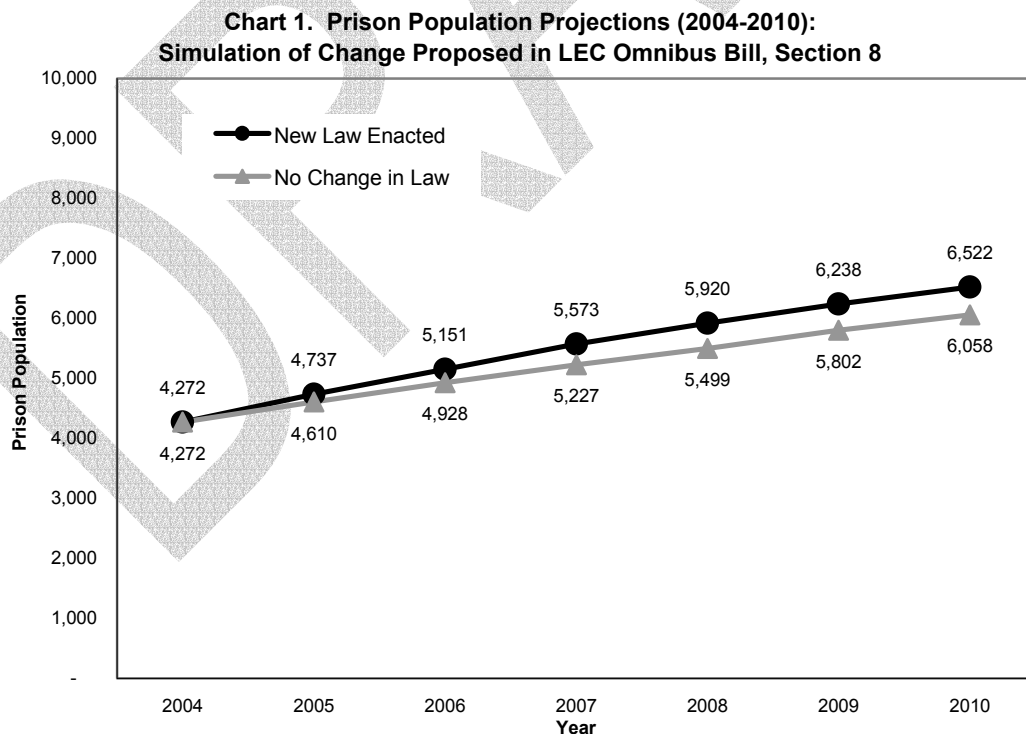
## SENTENCING POLICY ANALYSIS

**Simulation:** Application of LEC Proposal, Section 8 -- Extending maximum terms for offenders convicted of felony class B and C offenses with prior felony convictions.

**Existing Law:** Currently, the maximum imprisonment sentence length for class B felons is 10 years, and for class C felons it is 5 years.

**Simulated Proposal:** If this law were enacted, it would increase the maximum imprisonment sentence length for felons with prior felony convictions. Class B felonies with one prior would be subject to a 15 year maximum, while two or more priors would increase it to a 20 year maximum prison term; additionally, class C offenses with one prior would be increased to 7½ years while two or more priors would raise the maximum to 10 years. There would be no increases to the current 5 or 10 year maximum imprisonment length if the felon has no prior felony convictions.

**Simulation Note:** This simulation does not take into account all of the changes set forth in the proposal; it only projects changes based on those presented in Section 8, which is related to sentencing terms for class B and C felonies.



**Prison Impact:** With this law applied, the prison population is projected to increase by an additional 463 offenders by the year 2010, which would be an increase of 10.9%

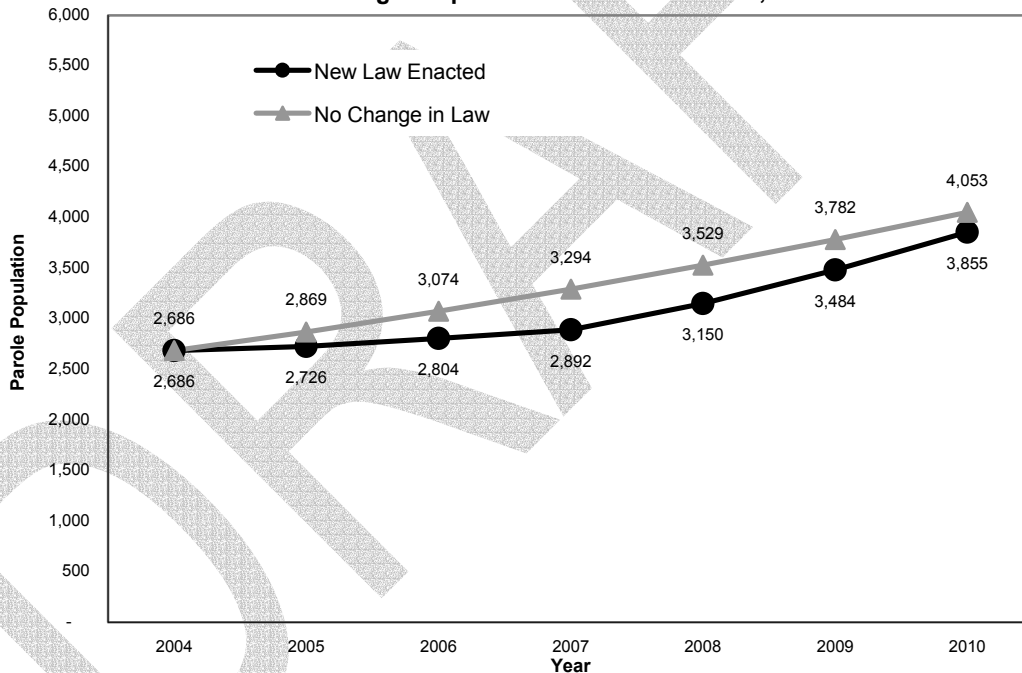
over the originally projected population (see Chart 1 & Table 1). The population is projected to increase 41.8% during this time frame, based on current law; with this proposal enacted, it is projected to increase 52.7%. The prison population would continue to increase in the same direction and magnitude past 2010.

### Net Yearly Correctional Population Impacts:

<b>Table 1. Population Impacts</b>	<b>2004</b>	<b>2005</b>	<b>2006</b>	<b>2007</b>	<b>2008</b>	<b>2009</b>	<b>2010</b>
Total felony prison population	0	+127	+223	+346	+421	+436	+463
Parole Population under Supervision	0	-144	-270	-402	-380	-298	-198
Probation Population under Supervision	n/a	--	--	--	--	--	--

**Parole Impact:** With this proposal enacted, the parole population would decrease by 198 parolees or 7.4% than originally projected in 2010 (see Chart 2 & Table 1). After 2010, the parole population will begin to increase and will begin to more closely approximate original projections (i.e., initial “savings” will decrease as time passes).

**Chart 2. Parole Population Projections (2003-2010):**  
Simulation of Change Proposed in LEC Omnibus Bill, Section 8



**Probation Impact:** The felony probation population will not be impacted by this law, as it only affects those initially sentenced to prison under a felony class B offense or a felony class C offense.

The Sentencing Simulation Project produces an Annual Report that details projected baseline data. This simulation is compared to those projected data.

This report is viewable and downloadable on the internet at:

<http://www.hawaii.gov/psd/cpmc/>